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SPECIAL REPORT

**1990 Ballot Measures:
Post-Election Survey**



Free Congress Foundation

1990 BALLOT MEASURES: POST-ELECTION SURVEY

by Matthew M. Miller

A SPECIAL REPORT OF THE FREE CONGRESS FOUNDATION

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by Matthew M. Miller

The 1990 election left pundits from across the political spectrum in a state of confusion. Few could readily categorize the year's election results using neat or comprehensive themes. The electorate did however, send some signals through their votes on initiatives and referenda which may provide a "snapshot" of the country's mood on election day. The results of these ballot measures may also provide clues to future trends in voter attitudes.

Taking into account all elections during 1990 -- primary, special, or general -- the year set a modern record of 72 citizen-petitioned measures, substantially more than any year since the 74 in 1934. Citizens reinforced traditional voting patterns on petitioned measures, which had shown the electorate to be consistently conservative in its willingness to pass such measures. Of the 62 petitioned measures (including initiatives and popular referenda) on the November 6 ballot, only 20 (32.3%) were successful.

Although past years have seen a much higher success rate -- roughly two to one -- for those measures referred to the ballot as a result of legislative action or constitutional requirement, 1990 showed a modest decline. The voters approved 84 of the 149 (56.4%) referred measures on the November ballot. Important distinctions exist between the two types of measures, their content, and the variations in their average success rates. Referred measures are essentially administrative in their purpose, appeal to a broad range of voters, are less likely to stir debate, and are therefore readily approved. Initiated measures more often address contentious policy questions, appeal to specific issue groups, stimulate intense debate, and usually fail more often than referred measures.

In Oregon, for example, referred measure #2 amended the constitution to allow school districts created by merger a tax base equal to the sum of the merged districts' tax bases, passing with 65.8% of the vote. By comparison, constitutional initiative #11 which would have provided for parental choice in the schools children attend was defeated with 67.8% of the voters against. While measure #2 received relatively little media attention, measure #11 was the subject of much editorializing and even front page news coverage by newspapers such as the *Wall Street Journal*, *New York Times*, and *Washington Post*.

Referred measures can be divided into categories to better interpret their results. In every state except Delaware, legislation amending the state constitution must be submitted to the voters for final approval. These referred constitutional amendments comprise the vast majority of referred measures. Others can include statutory legislation impacting a particular policy or subject area, advisory questions, executive agency requirements, and bond issues. The 149 referred measures considered in the November elections included 101 constitutional amendments, 39 bond issues, 5 referred statutes, and 4 other agency or advisory questions.

Unlike electoral politics, there seldom exists enough evidence to suggest a national trend in the direct democracy arena. The 1990 elections were a "mixed bag," lacking any overriding victory for particular issue groups. The same can be said throughout the past

decade at varying times. Risking broad generalizations, initiative campaigns in the 1980s pitted business against environmentalists, liberals against conservatives, taxpayer associations against education associations, consumer advocacy groups against corporate interests, civic groups against politicians, and scores of other narrowly defined special interest groups. However, traditionally antagonistic groups at times jointly fight on the same side of an initiative campaign.

In the recent past, several individual initiatives have sparked similar measures in other states. This has been referred to as a "ripple" or "domino" effect in direct democracy. During the tax and spend era of the 1970s, tax limitation measures such as Proposition 13 in California prompted comparable initiatives in many other states. The concern over nuclear power in the 1970s combined with several national organizational conferences from 1980 to 1982 and spawned a remarkable eight state-wide nuclear freeze initiatives on November 2, 1982.

This tendency in the arena of direct democracy, raises these questions: "What can be said of 1990? Was there a policy area addressed by initiatives in 1990 which could have this type of domino effect in years to come?" It appears that the three successful state-wide term limitation drives may have this potential. In the short period following the election, the concept of term limitation has captured the attention of citizens throughout the United States. At this writing, initiatives have been filed in several states (with several more in the planning or organizational stages), national strategy meetings have taken place, and state and national term limitation organizations have been formed to advance this policy.

Vast differences in political dynamics exist from state to state. This analysis of the 1990 ballot measures will therefore be divided into issue categories. However, in some instances it will be necessary to look at the results in context of the individual state dynamics in order to properly understand the implication of the results.

INSTITUTIONAL REFORM, TERM LIMITATION

The American people increasingly use initiatives to empower themselves in the face of unresponsive and inefficient government. The citizens of at least four states sent a strong message in the 1990 initiative elections that they were frustrated with representative government and how it is working. Specifically, voters in Oklahoma, Colorado, California, and Kansas City in Missouri all passed initiatives designed to limit the number of consecutive terms their representatives could serve. Voters in Oklahoma also passed an initiative creating an ethics commission to oversee elections and officials, while Arkansas voters passed a standards of conduct and disclosure statutory initiative for candidates in political campaigns.

TAX AND SPENDING REVOLT?

Perhaps reacting to an agenda set by politicians who wanted to increase taxes, the election of 1990 saw an upsurge in tax reduction and spending limitation ballot measures.

Throughout the nation there were citizen-initiated tax or spending measures appearing on the 1990 ballot across the nation. However, with the exception of Nevada and Oregon, these initiatives failed.

As they had done in 1988, Nevada voters were successful in passing an initiative prohibiting a state personal income tax. They also voted to exempt from sales tax textbooks sold throughout the University of Nevada system. Oregon voters approved a measure limiting property taxes. Also, by only .6 percent, Colorado tax limitation advocates narrowly lost an initiative which would have required voter approval for certain state and local government revenue increases, as well as limit the rate of increase in state spending.

With the current federal and state budget crisis, one can expect to hear the cry for higher taxes. Activities are already working in several states to counteract these suspected moves. It is probable that several states, including Illinois and Oklahoma, will see some type of anti-tax amendment on the ballot in 1992. However, if these measures are to succeed, states must be willing to move beyond opposition to tax hikes toward actual approval of tax reduction and/or meaningful spending limitation.

CONSERVATIVE vs. LIBERAL: WHO REALLY WON?

The results of 1990 ballot measures do not represent a definitive conservative or liberal mandate. The sheer number of initiatives alone made it likely that both sides would emerge from the process with some victories.

Historically, social and moral issues have less frequently been the subject of ballot measures than procedural or fiscal questions. However, in recent years, a slate of social issues have appeared on state ballots. The election of 1990 appeared to reinforce this trend.

Educational choice, parental notification for abortion, and environmental measures did not meet with much success in most of the states considering social, moral or economic issues. However, voters in Alaska, Arizona, and Arkansas did approve measures ranging from the re-criminalization of possession of marijuana and a victims bill of rights, to a standards of conduct and disclosure act for candidates seeking elected office.

The push toward related ballot initiatives will undoubtedly continue in subsequent elections. The relative success that both sides experienced in 1990 can be expected to give rise to greater use of the issue and referendum process to achieve social, economic, and moral change.

1991 AND BEYOND: WHAT TO EXPECT

Interest in the issue of educational choice will continue to spread. Even though its proponents did not prevail at the polls in 1990, simply getting the question placed on the ballot should be viewed as a success. For the first time, parents had the opportunity to vote on a measure designed to return them to the role of decision-maker in their children's education.

The call to limit the term of elected officials will undoubtedly continue to ride the wave of anti-incumbent sentiment. Currently, term limitation movements in Ohio, Florida, New Mexico and Washington, voters will likely address the issue in 1991. Also, several states are likely to follow the lead of Colorado and California and combine their term limitation measure with a reform of pension benefits, staff levels, and other perks available to elected officials.

Tax reduction and a call for state lotteries should also continue to be part of future initiative and referendum movements. With the need for increased state revenue to offset huge budget shortfalls, some states will push the implementation of a state lottery as a fix-all to their financial woes. Further, with the increase in federal excise and personal taxes, and the possibility of increased state taxes, voters are almost certain to face tax and spending limitation measures on the ballot.

Due to the rise in popularity of no-fault insurance and the cry for reduction in auto insurance rates, initiative and referendum measures designed to roll back insurance rates are also likely.

Perhaps the only source from which we will not see an increase in initiative measures will be the environmental community. With the overwhelming defeat of "Big Green" and "Forest Forever" in California, 1990 may have been the watershed year for the environmental movement. While in upcoming elections there will undoubtedly be environmental measures surfacing throughout the nation, it is highly unlikely they will carry the weight of the unsuccessful proposals which preceded them.

USING THIS REPORT

This report serves as an educational resource guide to the results of the 1990 ballot measures. In order for this report to serve the reader in the most efficient and systematic way, the ballot measures have been arranged in a state by state basis. The following listing contains a summary or exact ballot question of every measure, initiated or referred, that was considered in the fall of 1990. Primary election ballot results have also been included for California, North Dakota, and Oklahoma.

It is important to note that measures contained within quotation marks (") indicates the exact language appearing on that state's official ballot. In all other cases, where quotation marks do not appear, a brief summary of the measure is given.

Original abbreviation and legislative classifications are used throughout the listing in order to place measures in a readily identifiable category, as well as to aid the reader in any primary source research. A key to abbreviations is provided on page 59.

Appendix A provides a graphic picture of initiative usage in the 1980s. Appendix B gives a comparative analysis of petitioned and referred measures between 1984-1990.

Questions and comments regarding these measures, or the status of current initiatives and referenda should be directed to Matthew M. Miller. Contact him at the Free Congress Foundation by calling (202) 546-3000; or by writing 717 Second Street, NE, Washington, D.C. 20002.

Matthew M. Miller, is Deputy Director of the Free Congress Foundation Center for State Policy. He is often quoted as an authority on the Initiative and Referendum process.

1990 BALLOT MEASURE RESULTS

State Listing

ALABAMA

Referred Amendment

CAR - "To propose an amendment to the Constitution of Alabama 1901, to authorize, ratify and confirm from the date of the initial levy thereof the levy and collection of all ad valorem taxes for public school or education purposes for which there has been a majority vote of the appropriate electorate prior to March 1, 1990, regardless of any statutory or constitutional mistakes, defects, errors or ambiguities in the authorization or levy thereof or the election thereon, except those taxes being challenged by appropriate judicial proceedings on the date of adoption of this act. (Proposed by Act No. 90-263)"

<u>PASSED</u>	YES	349,151	55.8%
	NO	277,059	44.2%

ALASKA

Referred Amendment

CAR - HCS CSSSJR, "This proposal would create the "Budget Reserve Fund" in state treasury. Money the state receives from mineral revenue lawsuits or administrative actions would be deposited in the Fund, and invested at competitive rates. The Fund could be used when money available for appropriation in the year is less than the year before, but only to make up the shortfall. The legislature could only appropriate from the Fund for other purposes with a 3/4 vote. At the end of each year, the Fund would have to be paid back from money left in the treasury's general fund. SHOULD THIS CONSTITUTIONAL AMENDMENT BE ADOPTED?"

<u>PASSED</u>	YES	124,280	66.3%
	NO	63,307	33.7%

Initiative

SI - 88MARI, "Under Alaska law it is currently legal for adults over 18 years old to possess under four ounces of marijuana in a home or other private place. The penalty for adults over 18 years old for possessing less than one ounce in public is a fine of up to \$100. This initiative would change Alaska's laws by making all such possession of

marijuana criminal, with possible penalties of up to 90 days in jail and a \$1000. SHOULD THIS INITIATIVE BECOME LAW?"

<u>PASSED</u>	YES	105,263	54.3%
	NO	88,644	45.7%

ARIZONA

Referred Amendments

CAR - Prop 100, Authorizes the state to exchange state trust land for public or private land.

<u>FAILED</u>	YES	466,089	45.1%
	NO	567,267	54.9%

CAR - Prop 101, Prescribes purposes for which a city or town may incur additional, voter approved debt.

<u>FAILED</u>	YES	401,165	39.2%
	NO	622,210	60.8%

CAR - Prop 102, Increases the jurisdiction of justice of the peace courts and other courts inferior to the superior court.

<u>PASSED</u>	YES	543,944	53.5%
	NO	473,111	46.5%

Initiatives

CAI - Prop 103, Creates the Arizona Classroom Improvement Program.

<u>FAILED</u>	YES	354,733	34.0%
	NO	687,977	66.0%

CAI - Prop 104, Victims' Bill of Rights.

<u>PASSED</u>	YES	589,870	57.1%
	NO	443,930	42.9%

CAI - Prop 105, Allows enactment of voluntary auto insurance system limiting recovery of damages.

<u>FAILED</u>	YES	108,922	11.2%
	NO	865,289	88.8%

SI - Prop 200, An act to provide state lottery funding for the Arizona State Parks Board and the Arizona Game and Fish Commission.

<u>PASSED</u>	YES	648,046	62.1%
	NO	394,952	37.9%

SI - Prop 201, An act creating Insurance Consumer Office and prescribing a 20% auto insurance rate reduction.

<u>FAILED</u>	YES	231,266	22.0%
	NO	820,653	78.0%

SI - Prop 202, An act creating a waste reduction, recycling and management plan.

<u>FAILED</u>	YES	346,926	33.4%
	NO	691,580	66.6%

SI - Prop 203, An act providing a choice between modified "no-fault" auto insurance and traditional coverage.

<u>FAILED</u>	YES	156,301	14.9%
	NO	892,794	85.1%

OTHER, Prop 300, A recommendation by the Commission on Salaries for Elected State Officers to increase the salaries of Legislators -- ordered to the ballot for voter approval.

<u>FAILED</u>	YES	337,868	32.6%
	NO	699,589	67.4%

Popular Referenda

PR - Prop 301, Relating to creation of a paid state holiday for Martin Luther King, Jr. and an unpaid holiday for Columbus Day.

(Reference Section 1-301 AZ Revised.)

<u>FAILED</u>	YES	251,308	24.6%
	NO	768,763	75.4%

PR - Prop 302, Relating to creation of a paid state holiday for Martin Luther King, Jr./Civil Rights Day. (Reference Section 1-301 AZ Revised 1987, Chapter 6 Section 1; Section 1-301 AZ Revised 1989, First Special Session Chapter 4, Section 1.

<u>FAILED</u>	YES	517,882	49.2%
	NO	535,151	50.8%

ARKANSAS

Referred Amendments

AMENDMENT #1, CAR - Establish Arkansas compensation commission to regulate salaries of elected officials.

<u>FAILED</u>	YES	266,308	46.2%
	NO	309,502	53.8%

AMENDMENT #2, CAR - Establish maximum lawful right of interest in the state usury law.

<u>FAILED</u>	YES	213,300	33.9%
	NO	416,272	66.1%

AMENDMENT #3, CAR - An amendment to repeal amendment 4.

<u>PASSED</u>	YES	273,483	51.0%
	NO	263,233	49.0%

Initiatives

INITIATIVE #1, SI - Standards of conduct and disclosure act for candidates in political campaigns.

<u>PASSED</u>	YES	355,877	65.7%
	NO	186,192	34.3%

Bond Issues

BI - Authorize Arkansas development finance authority to issue Arkansas college savings general obligation bonds in total print amount of not exceeding \$300 million for AR citizens.

<u>PASSED</u>	YES	324,339	57.7%
	NO	237,724	42.3%

BI - Authorizing issuance by Arkansas development finance authority of economic credit enhancement general obligation bonds in amount not to exceed \$25 million.

<u>FAILED</u>	YES	221,790	41.4%
	NO	314,356	58.6%

CALIFORNIA
(June 5, Primary Election)

<u>Referred Amendments</u>				
109 - CAR - Governor's Review				
<u>PASSED</u>	YES	2,476,496	55.2	
	NO	2,012,243	44.8	
110 - CAR - Tax Exemption for Disabled				
<u>PASSED</u>	YES	3,711,069	80.0	
	NO	928,296	20.0	
111 - CAR - Traffic Congestion (Gas Tax)				
<u>PASSED</u>	YES	2,478,104	52.4	
	NO	2,249,849	47.6	
112 - CAR - State Salaries and Ethics				
<u>PASSED</u>	YES	2,831,181	62.4	
	NO	1,705,051	37.6	
<u>Referred Statutes</u>				
113 - SR - Chiropractic Licensing				
<u>PASSED</u>	YES	3,676,956	81.6	
	NO	829,574	18.4	
114 - SR - Peace Officer Murder				
<u>PASSED</u>	YES	3,238,016	70.9	
	NO	1,326,797	29.1	
<u>Initiatives</u>				
115 - CAI - Crime Victims Reform				
<u>PASSED</u>	YES	2,540,352	56.9	
	NO	1,923,513	43.1	
116 - SI - Rail Transit Bonds				
<u>PASSED</u>	YES	2,438,125	53.2	
	NO	2,143,948	46.8	
117 - SI - Wildlife Act				
<u>PASSED</u>	YES	2,436,414	52.5	
	NO	2,206,993	47.5	
118 - CAI - Reapportionment Reform				
<u>FAILED</u>	YES	1,512,952	32.8	
	NO	3,106,336	67.2	

119 - CAI - Reapportionment Reform (Commission)			
<u>FAILED</u>	YES	1,649,639	35.8
	NO	2,956,273	64.2

Bond Issues

107 - BI - Housing and Homeless Bonds			
<u>PASSED</u>	YES	2,474,297	52.5
	NO	2,338,693	47.5
108 - BI - Rail and Clean Air Bonds			
<u>PASSED</u>	YES	2,641,662	56.2
	NO	2,055,253	43.8
120 - BI - New Prison Bonds			
<u>PASSED</u>	YES	2,561,002	55.8
	NO	2,026,432	44.2
121 - BI - Higher Education Bonds			
<u>PASSED</u>	YES	2,543,993	55.1
	NO	2,075,455	44.9
122 - BI - Earthquake Safety Bonds			
<u>PASSED</u>	YES	2,534,882	55.0
	NO	2,071,029	45.0
123 - BI - School Bonds			
<u>PASSED</u>	YES	2,602,279	57.6
	NO	1,914,208	42.4

(November 6, General Election)

Referred Amendments

124 - CAR - (ACA 29), Allows the legislature to authorize local hospital districts to acquire stock of corporations that engage in any health care related business.

<u>FAILED</u>	YES	2,983,608	45.8%
	NO	3,526,862	54.2%

125- CAR - (ACA 32), Authorizes the use of motor vehicle fuel tax revenues for the acquisition of rail transit vehicles and rail transit equipment which operate only on exclusive public mass transit guideways.

<u>FAILED</u>	YES	2,996,619	45.7%
	NO	3,561,033	54.3%

126 - CAR - (ACA 38), Would impose an excise tax and excise surtax on beer, wine and distilled spirits, as specified, that would supersede such taxes previously imposed and would be in lieu of all county, city or district taxes on the sale of alcoholic beverages. Revenues would be deposited into the state general fund.

<u>FAILED</u>	YES	2,784,885	41.1%
	NO	3,993,164	58.9%

127 - CAR - (SCA 33), Would permit the legislature to exempt from property tax increases any new construction or installation of seismic retrofitting improvements or improvements utilizing earthquake hazard mitigation technologies which are constructed or installed in existing buildings.

<u>PASSED</u>	YES	4,024,814	60.7%
	NO	2,609,000	39.3%

141 - CAR - (SB 65), Includes public agencies within the toxic discharge and exposure prohibitions enacted by the Safe Drinking Water and Toxic enforcement Act of 1986 (Prop. 65), with specified exceptions.

<u>FAILED</u>	YES	3,081,311	48.4%
	NO	3,280,113	51.6%

Initiatives

128 - SI - (BI), Would require regulation of and phase out of specified pesticides and other chemicals; reduced emissions of specified gases; limits on oil and gas extraction within bay, estuarian and ocean waters; oil spill prevention and contingency plans; creates elective office of Environmental Advocate; authorizes \$300 million in general obligation bonds for ancient redwoods acquisition and other forestry projects.

<u>FAILED</u>	YES	2,479,528	36.4%
	NO	4,340,570	63.6%

129 - CAI/SI - (BI), Would appropriate \$561 million to state, county, and city governments for drug enforcement, treatment and gang related programs to be fund by conforming state corporate tax laws to federal corporate tax laws. Makes various changes in criminal procedures. Expands definition of first degree murder. Authorizes \$740 million in general obligation bonds for drug abuse, confinement, and treatment facilities.

<u>FAILED</u>	YES	1,882,486	28.4%
	NO	4,738,490	71.6%

130 - SI - (BI), Would authorize issuance of \$742 million in bonds to fund a 10 year state acquisition program and public acquisition of designated ancient forests providing wildlife habitat. Requires wildlife surveys and mitigation measures. Limits logging sites, including

those near waterways. Requires state funded compensation and retraining program for loggers displaced by new regulations and acquisitions.

<u>FAILED</u>	YES	3,215,526	47.3%
	NO	3,584,038	52.7%

131 - CAI/SI - Limits elected statewide officials to eight successive years in office; state legislators, Board of Equalization members to twelve successive years. Prohibits honoraria, limits gifts, and enlarges conflict of interest remedies against legislators and elected statewide officers. Authorizes appointment of special prosecutor. Establishes campaign contribution limits. Provides partial public financing for candidates who agree to expenditure limits.

<u>FAILED</u>	YES	2,541,525	38.1%
	NO	4,125,885	61.9%

132 - CAI - Establish a Marine Protection Zone within three miles of the coast of Southern California and prohibits the use of gill or trammel nets within the zone as of January 1, 1994.

<u>PASSED</u>	YES	3,644,636	55.5%
	NO	2,920,429	44.5%

133 - SI - Increase sales tax 1/2 cent for four years starting July 1, 1991 with revenue to be spent on anti-drug education, anti-drug law enforcement, prisons and drug treatment. Prohibits the early release of persons convicted of certain violent and drug-related crimes.

<u>FAILED</u>	YES	2,114,815	31.9%
	NO	4,505,045	68.1%

134 - CAI/SI - Imposes a surtax of five cents per 12 ounces of beer, five ounces of wine, three ounces of fortified wine, and one ounce of distilled spirits. Appropriates revenues from surtax fund for alcohol and drug abuse prevention, treatment and recovery programs; emergency medical care; community mental health programs; child abuse and domestic violence prevention training and victim services; and alcohol and drug related law enforcement costs.

<u>FAILED</u>	YES	2,109,140	31.0%
	NO	4,694,119	69.0%

135 - SI - Expand state pesticide residue monitoring program for produce and processed foods. Establishes state training and information programs for pesticide users. Mandates review of cancer causing pesticides.

<u>FAILED</u>	YES	2,017,696	30.3%
	NO	4,645,730	69.7%

136 - CAI - Increases voting requirements for general and special taxes. Extends requirement for legislative or voter approval of state general or special taxes to any increase in such taxes, and raises voter requirement for state special taxes from majority to two-thirds. Limits tax rate on new state personal property taxes. Extends to charter cities power of voters to increase local general taxes by majority vote. Restricts use of locally imposed special taxes. Provides temporary exception for state and local taxes for disaster relief and other emergencies.

<u>FAILED</u>	YES	3,159,633	47.6%
	NO	3,482,672	52.4%

137 - CAI - Require voter approval of any statute that provides manner in which statewide or local initiative or referendum petitions are circulated, presented, certified or submitted to the voters.

<u>FAILED</u>	YES	2,899,662	44.7%
	NO	3,589,409	55.3%

138 - SI - (BI), Authorizes, subject to Legislative approval, a \$300 million program for loans and grants to certain timberland owners, public entities, and others for forest and park restoration and urban forestry projects. Limits timber cutting practices and requires state approved timber and wildlife management plans on private timberlands exceeding 5,000 acres.

<u>FAILED</u>	YES	1,934,478	28.6%
	NO	4,823,987	71.4%

139 - CAI/SI - Permits state prison and county jail officials to contract with public entities, profit or non-profit organizations, businesses and entities for use of inmate labor, except in strike or lockout situations.

<u>PASSED</u>	YES	3,535,382	63.5%
	NO	3,078,136	46.5%

140 - CAI - Limits Governor, Lt. Governor, Attorney General, Controller, Secretary of State, Treasurer, Superintendent of Public Instruction, State Senate, Assembly, and Board of Equalization to two full terms. Eliminates state contribution to all retirement plans for such officers elected after 11/1/90. Reduces legislative expenditures by approximately \$60 million.

<u>PASSED</u>	YES	3,438,057	51.8%
	NO	3,195,531	48.2%

Bond Issues

142 - BI, VETERANS' BOND ACT OF 1990. This act provides for a bond issue of four hundred million dollars (\$400,000,000) to provide farm and home aid for California veterans.

<u>PASSED</u>	YES	3,841,528	59.0%
	NO	2,667,376	41.0%

143 - BI, HIGHER EDUCATION FACILITIES BOND ACT OF NOVEMBER 1990. This act provides for a bond issue of four hundred fifty million dollars (\$450,000,000) to provide funds for the construction or improvement of facilities of California's public higher education institutions.

<u>FAILED</u>	YES	3,183,710	48.7%
	NO	3,349,708	51.3%

144 - BI, NEW PRISON CONSTRUCTION BOND ACT OF 1990-B. This act provides for a bond issue of four hundred fifty million dollars (\$450,000,000) to provide funds to relieve overcrowding in the state's prisons and the Youth Authority facilities through new construction.

<u>FAILED</u>	YES	2,526,363	40.1%
	NO	3,772,404	59.9%

145 - BI, CALIFORNIA HOUSING BOND ACT OF 1990. This act establishes a comprehensive housing program to address the severe housing crisis in California by (a) authorizing the use of funds from the First-Time Home Buyers Bond Act of 1982, under which the voters of this state authorized a bond issue of two hundred million dollars (\$200,000,000), to provide financial assistance to first-time homebuyers in the form of interest rate subsidies and deferred-payment, low-interest second-mortgage loans and (b) providing for a bond issue of onehundred twenty-five million dollars (\$125,000,000) to provide funds for a housing and earthquake safety program that includes financing for: (1) the preservation and rehabilitation of the existing stock of rental housing for families and individuals, including rental housing which meets the special needs of the elderly and disabled, (2) emergency shelters and transitional housing for homeless families and individuals, (3) a multifamily mortgage loan and bond insurance program, (4) farmworker housing, and (5) rehabilitation loans to enable unreinforced masonry rental buildings to withstand earthquakes.

<u>FAILED</u>	YES	2,785,638	44.6%
	NO	3,453,966	55.4%

146 - BI, SCHOOL FACILITIES BOND ACT OF 1990. This act provides for a bond issue of eight hundred million dollars (\$800,000,000) to provide capital outlay for construction or improvement of public schools.

<u>PASSED</u>	YES	3,266,151	51.9%
	NO	3,027,560	48.1%

147 - BI, COUNTY CORRECTIONAL FACILITY CAPITAL EXPENDITURE AND JUVENILE FACILITY BOND ACT OF 1990. This act provides for a bond issue of two hundred twenty-five million dollars (\$225,000,000) to provide funds for the construction, reconstruction, remodeling, replacement, and deferred maintenance of county correctional facilities and county juvenile facilities.

<u>FAILED</u>	YES	2,283,348	37.3%
	NO	3,838,082	62.7%

148 - BI, WATER RESOURCES BOND ACT OF 1990. This act provides for a bond issue of three hundred eighty million dollars (\$380,000,000) to provide funds for a water resources program and makes changes in the Water Conservation Bond Law of 1988 relating to administrative fees and the California Safe Drinking Water Bond Law of 1976 relating to loans.

<u>FAILED</u>	YES	2,698,188	44.0%
	NO	3,430,030	56.0%

149 - BI, CALIFORNIA PARK, RECREATION, AND WILDLIFE ENHANCEMENT ACT OF 1990. This act provides for a bond issue of four hundred thirty-seven million dollars (\$437,000,000) to provide funds for a program of acquiring, developing, rehabilitating, or restoring real property for state and local park, beach recreation, greenbelt, wildland fire protection, coastal, historic, or museum purposes.

<u>FAILED</u>	YES	2,974,904	47.4%
	NO	3,296,041	52.6%

150 - BI, COUNTY COURTHOUSE FACILITY CAPITAL EXPENDITURE BOND ACT OF 1990. This act provides for a bond issue of two hundred million dollars (\$200,000,000) to provide funds for the construction, reconstruction, remodeling, replacement, and deferred maintenance of county courthouse facilities.

<u>FAILED</u>	YES	1,634,219	26.6%
	NO	4,506,266	73.4%

151 - BI, CHILD CARE FACILITIES FINANCING ACT OF 1990. This act provides for a bond issue of thirty million dollars(\$30,000,000) to provide funds for child care facilities.

<u>FAILED</u>	YES	2,986,672	47.7%
	NO	3,269,375	52.3%

COLORADO

Referred Amendments

2. - CAR - "Shall the State of Colorado conduct a presidential primary election which conforms to political party rules at which electors shall cast votes for qualified candidates of their political party, and the results of which may be used by political parties to allocate delegates to national political conventions for the selection of a presidential candidate at such convention?"

<u>PASSED</u>	YES	582,835	61.2%
	NO	370,166	38.8%

3. - CAR - "An amendment to Articles IV, VII, XI, XII, XIII, and XVIII of the constitution of the State of Colorado, concerning the repeal of obsolete constitutional provisions."

<u>PASSED</u>	YES	717,544	77.8%
	NO	204,294	22.2%

Initiatives

1. - CAI - "Shall there be an amendment to Article X of the Colorado constitution to require voter approval for certain state and local government revenue increases; to restrict property, income, and other taxes; to limit the rate of increase in state spending; to change property valuation and assessment laws; and to provide for additional initiative and referendum elections and for the mailing of information to registered voters?"

<u>FAILED</u>	YES	502,593	49.7%
	NO	509,075	50.3%

4. - CAI - "Shall there be an amendment to the Colorado Constitution legalizing limited gaming in the cities of Black Hawk, Central, and Cripple Creek?"

<u>PASSED</u>	YES	574,620	57.3%
	NO	428,096	42.7%

5. - CAI - "Shall there be an amendment to the Colorado Constitution limiting the number of consecutive terms that may be served by the Governor, Lt. Governor, Secretary of State, Attorney General, Treasurer, members of the General Assembly, and United States Senators and Representatives elected from Colorado?"

<u>PASSED</u>	YES	708,975	71.0%
	NO	289,664	29.0%

CONNECTICUT

Referred Amendments

CAR - SJR 201, "Shall the constitution of the state be amended to extend timetable for apportionment." (Reference Section 2, Article XVI.) [Note: The General Assembly now has until August 1 of the year after the census to adopt a new plan. The amendment postpones that date until September 15.]

<u>PASSED</u>	YES	288,609	54.1%
	NO	244,964	45.9%

DELAWARE

(No Measures)

DISTRICT OF COLUMBIA

Popular Referendum

PR - No. 005, "Referendum on the D.C. Emergency Overnight Shelter Amendment Act of 1990. Referendum #005 rejects the 1990 Act that changes the current Right to Overnight Shelter Law ("Initiative 17"). The 1990 Act changes the current law ("Initiative 17") by:

- Removing the entitlement (right) of homeless persons to overnight shelter.
- Establishing a program (but no entitlement) for shelter and support services for the homeless.
- Defining eligibility for receiving shelter, grounds for denying shelter, limits on length of stay, participation in costs by shelter occupants, and other requirements.

Vote "FOR" Referendum #005 to reject the 1990 Act and retain the current law.

Vote "Against" Referendum #005 to permit the 1990 Act to become law."

<u>FAILED</u>	YES	60,034	48.4%
	NO	63,913	51.6%

FLORIDA

Referred Amendments

CAR - SJR 380, "REGULAR LEGISLATIVE SESSIONS. Proposing an amendment to the State Constitution to require the Legislature to convene at an earlier specified date in 1991 and, in 1992 and thereafter, to convene on the first Tuesday after the first Monday in

February of each odd-numbered year and on the first Tuesday after the first Monday in February, or such other date as may be fixed by law, of each even-numbered year." (Reference Article III, Section 3.)

<u>PASSED</u>	YES	2,615,449	83.6%
	NO	513,970	16.4%

CAR - SJR 43, "THREE-DAY WAITING PERIOD FOR HANDGUN PURCHASES. Requires a mandatory period of three days, excluding weekends and legal holidays, between the purchase and delivery at retail of any handgun. Defines the terms "purchase" and "handgun" and requires the Legislature to enact legislation to provide a felony penalty for violations." (Reference Section 8, Article I.)

<u>PASSED</u>	YES	2,840,912	84.5%
	NO	522,248	15.5%

CAR - HJR 139 and 40, "LAWS AFFECTING LOCAL GOVERNMENTAL EXPENDITURES OR ABILITY TO RAISE REVENUE OR RECEIVE STATE TAX REVENUE. Excuses counties and municipalities from complying with general laws requiring them to spend funds unless: the law fulfills an important state interest; and it is enacted by two-thirds vote, or funding sources are provided, or certain other conditions are met. Prohibits general laws that have certain negative fiscal consequences for counties and municipalities unless enacted by two-thirds vote. Exempts certain categories of laws from these requirements. (Creation of Section 18, of Article VII.)

<u>PASSED</u>	YES	2,031,557	93.5%
	NO	140,745	6.5%

CAR - SJR 1990 & 2, "OPEN GOVERNMENT. Proposing an amendment to the State Constitution to provide that certain votes of legislators be recorded; that the Legislature provide by rule for open and noticed committee meetings and for certain other legislative meetings and meetings between the Governor, the President of the Senate, or the Speaker of the House to be reasonably open to the public; and that certain constitutional provisions relating to the Legislature be interpreted, implemented, and enforced solely by the Legislature." (Reference Section 4, Article III.)

<u>PASSED</u>	YES	2,795,784	87.7%
	NO	392,323	12.3%

GEORGIA

Referred Amendments

CAR - HR 279, Res. 67, "Shall the Constitution be amended so as to authorize the General Assembly to provide that a political subdivision whose ad valorem taxing powers are restricted by constitutional amendment may impose a local sales and use tax without a

corresponding limitation of its ad valorem taxing powers?" (Reference Article XI, Section I, Paragraph IV.)

<u>FAILED</u>	YES	301,202	28.1%
	NO	772,271	71.9%

CAR - HR 585, Res. 72, "Shall the Constitution be amended so as to provide that when a person becomes a defendant in a divorce case within six months after changing residency from one county in Georgia to another, the divorce may be tried in the county in which the plaintiff resides?" (Reference Article VI, Section II, Paragraph I.)

<u>PASSED</u>	YES	744,997	66.5%
	NO	375,751	33.5%

CAR - HR 588, Res. 75, "Shall the Constitution be amended so as to authorize the General Assembly to provide by law for indemnification with respect to licensed emergency management rescue specialists who are killed or permanently disabled in the line of duty on or after January 1, 1991?" (Reference Article III, Section VI, Paragraph VI.)

<u>PASSED</u>	YES	776,084	69.1%
	NO	347,463	30.9%

CAR - HR 763, Res. 85, "Shall the Constitution be amended so as to authorize the General Assembly by general law to provide for an education trust fund to assist students and parents of students in financing postsecondary education and to authorize that advance payment of tuition contracts may be guaranteed with state revenues?" (Reference Article VIII, Sec VII, Paragraph I.)

<u>PASSED</u>	YES	605,013	52.1%
	NO	556,376	47.9%

CAR - HR 777, Res. 87, "Shall the Constitution be amended to provide that the General Assembly may authorize lawsuits against the state and its departments, agencies, officers, and employees and to provide how public officers and employees may and may not be held liable in court?" (Reference Article I, Section II.)

[Results pending litigation filed by U.S. Department of Justice]

CAR - HR 836, Res. 95, "Shall the Constitution be amended so as to provide that the General Assembly by general law shall encourage the preservation, conservation, and protection of bona fide conservation use property (including agricultural and timber land) and bona fide residential transitional property through different methods of assessment and

taxation of such property and shall provide for standing timber to be assessed only once after sale or harvest at an increased level of assessment?" (Reference Article VII, Section I, Paragraph III.)

<u>PASSED</u>	YES	726,907	61.9%
	NO	446,716	38.1%

CAR - HR 861, Res. 99, "Shall the Constitution be amended so as to authorize the General Assembly to confer 'by law' jurisdiction upon municipal courts to try state offenses?" (Reference Article VI, Section I, Paragraph I.)

<u>PASSED</u>	YES	619,381	58.0%
	NO	447,706	42.0%

CAR - HR 796, Res. 106, "Shall the Constitution be amended so as to authorize the General Assembly to provide by general law for an emerging crops loan fund for the purpose of providing financing assistance to farmers to encourage economic development and consumer availability of emerging crops?" (Reference Article III, Section IX, Paragraph VI.)

<u>PASSED</u>	YES	647,596	58.6%
	NO	458,326	41.4%

CAR - SR 116, Res. 107, "Shall the Constitution be amended so as to provide that no person who is not a registered voter or who has been convicted of a felony involving moral turpitude, unless that person's civil rights have been restored and at least ten years have elapsed from the date of the completion of the sentence without a subsequent conviction of another felony involving moral turpitude, or who is the holder of public funds illegally shall be eligible to hold any office or appointment of honor or trust in this state?" (Reference Article II, Section II, Paragraph III.)

<u>PASSED</u>	YES	693,599	61.1%
	NO	441,170	39.9%

SR - "Shall the Act be approved which raises from \$5.00 to \$20.00 the threshold below which no intangible tax liability is incurred and no intangible tax return need be filed?"

<u>PASSED</u>	YES	663,787	61.0%
	NO	424,639	39.0%

HAWAII

Referred Amendments

CAR - SB 103, "Shall the qualifications for appointment of a district court judge be increased from a minimum of five years to a minimum of ten years of holding a license before being nominated?"

<u>FAILED</u>	YES	151,502	49.3%
	NO	155,676	50.7%

CAR - SB 32, "Shall the legislative session recess requirement be changed from a minimum of five to six days, and to allow recesses to occur at a time or times to be determined by concurrent resolution, rather than to allow recesses to occur only at some period between the twentieth and fortieth days of the regular session?"

<u>FAILED</u>	YES	144,552	49.0%
	NO	150,559	51.0%

CAR - HB 2053, [PROPOSES 3 SEPARATE QUESTIONS]

*"Shall the basis used for reapportionment be changed from a 'registered voter' basis to an adjusted population basis?"

<u>FAILED</u>	YES	142,688	48.0%
	NO	154,339	52.0%

*"Shall the requirement that fractional voting be used to maintain minimum representation for basic island units, which has been ruled unconstitutional, be repealed?"

<u>PASSED</u>	YES	149,474	53.7%
	NO	128,835	46.3%

*"Shall the requirements for reapportionment boundaries be changed from 'basic island units' to 'basic island units, whenever possible and to the maximum extent possible'?"

<u>PASSED</u>	YES	151,740	54.8%
	NO	125,015	45.2%

IDAHO

Referred Amendment

CAR - HJR 14, "Shall Section 4, Article VII, of the Constitution of the State of Idaho be amended to provide that the unimproved real property owned or held by the Department of Fish and Game may be subject to a fee in lieu of taxes if the fees are authorized by

statute and to provide that the fee may not exceed the property tax for the property at the time of acquisition by the Department of Fish and Game unless the tax for that class of property shall have been increased?"

<u>PASSED</u>	YES	158,740	53.6%
	NO	137,167	46.4%

ILLINOIS

Referred Amendment

CAR - SJR 209, "For the proposed amendment to Section 8 of Article IX of the Constitution to authorize the General Assembly to reduce the redemption period following tax sales on delinquent commercial, industrial, vacant non-farm and large multifamily residential properties only."

<u>PASSED</u>	YES	1,004,546	72.25%
	NO	385,772	27.75%

INDIANA

[preliminary numbers]

Referred Amendments

CAR - Proposition 1, "Shall Section 14 of Article 5 of the Constitution of the State of Indiana be amended to require the General Assembly to act on a governor's veto before adjournment of the next regular session of the General Assembly?"

<u>PASSED</u>	YES	769,289	80.6%
	NO	184,776	19.4%

CAR - Proposition 2, "Shall Section 12 of Article 11 of the Constitution of the State of Indiana be amended to permit the General Assembly to enact legislation to allow state public employees retirement funds to invest in stocks and other securities of business corporations or other business entities?"

<u>FAILED</u>	YES	462,616	48.1%
	NO	498,333	51.9%

IOWA

OTHER - "Shall there be a convention to revise the constitution, and propose amendment or amendments to same?" -- (Iowa State Code requires this to be on the ballot every ten years.)

<u>FAILED</u>	YES	179,762	26.8%
	NO	491,179	73.2%

KANSAS

Referred Amendments

CAR - HCR 5010, "Explanatory statement. The present education article of the state constitution is very explicit in specifying the manner in which certain functions in the field of public education are to be performed. For example, the present education article specifies that the function of governance of public schools and other public education institutions will be performed by the state board of education or the state board of regents. Since the present education article is so explicit with regard to the performance of certain functions in the field of public education, the legislature is restrained from providing for changes in the performance of such functions by statute even though changes may be deemed necessary or desirable by the people. A vote for this proposition would not mandate a change in public education policy or governance. A vote for this proposition would provide flexibility in the operation of the education article so that the legislature, and through its members, the people, would have more freedom in providing for public education policy and governance. A vote against this proposition would continue in effect the present operation of the education article." (Reference Article 6.)

<u>FAILED</u>	YES	245,132	39.4%
	NO	377,625	60.6%

KENTUCKY

Referred Amendments

AMENDMENT #1, CAR - HB 13 - President of Senate and Speaker of House can call a joint meeting to discuss a particular issue and only that issue without governor's proclamation.

<u>FAILED</u>	YES	296,060	41.6%
	NO	415,721	58.4%

AMENDMENT #2, CAR - HB 16 - Gives assembly authority to review, reject, or approve any administrative regulation of an office or agency of executive department.

<u>FAILED</u>	YES	213,821	31.1%
	NO	472,725	68.9%

AMENDMENT #3, CAR - SB 209 - Organizational structure and financing of local governments ... gives state legislature power to regulate tax and structure of cities by creating general law.

<u>FAILED</u>	YES	230,723	34.1%
	NO	445,853	65.9%

AMENDMENT #4, CAR - SB 39 - Exempts religious organizations from having to pay any property taxes.

<u>PASSED</u>	YES	585,287	71.3%
	NO	235,041	28.7%

LOUISIANA
(Oct. 6 vote)

Referred Amendments

AMENDMENT #1, CAR - SB 1 - Provide Louisiana legislature will convene in annual regular session on last Monday in March of each year.

<u>PASSED</u>	YES	858,137	77.7%
	NO	246,555	22.3%

AMENDMENT #2, CAR - SB 8 - Create Revenue Estimating Conference and require it to prepare initial and revised estimates of revenues, prohibit appropriation by the legislature which exceed official forecasts, establish the Revenue Stabilization/Mineral Trust Fund for collection of mineral revenues to be used for specified purposes.

<u>PASSED</u>	YES	774,347	70.8%
	NO	319,065	29.2%

AMENDMENT #3, CAR - HB 75 - Limits amount of expenditures from Louisiana Quality Education Support Fund -- applies to board of ed. for elementary and secondary schools and board of regents.

<u>PASSED</u>	YES	761,875	72.3%
	NO	292,088	27.7%

AMENDMENT #4, CAR - SB 59 - Establishes state lottery and creates the Lottery Proceeds Funds in which net proceeds are deposited.

<u>PASSED</u>	YES	828,562	69.3%
	NO	366,936	30.7%

AMENDMENT #5, CAR - SB 64 - Provide that the trial of workman's compensation cases may be decided by administrative hearing officers rather than the district courts.

<u>PASSED</u>	YES	646,233	59.2%
	NO	445,100	40.8%

AMENDMENT #6, CAR - HB 187 - Establish state police service as a separate personnel system to be comprised of regularly commissioned state law enforcement personnel vested with full state police power, and remove such persons from state civil service.

<u>PASSED</u>	YES	567,862	51.1%
	NO	544,358	48.9%

AMENDMENT #7, CAR - HB 87 - Removes legislative authority to supplement uniform civil service pay plans for certain employees of Department of Public Safety and Corrections and Department of Wildlife and Fisheries.

<u>PASSED</u>	YES	563,345	53.1%
	NO	497,341	46.9%

AMENDMENT #8, CAR - SB 81 - Authorize institutions of higher education to acquire stock in exchange for intellectual property.

<u>PASSED</u>	YES	596,902	56.2%
	NO	465,134	43.8%

AMENDMENT #9, CAR - HB 61 - Prohibit political subdivisions from levying inheritance tax.

<u>PASSED</u>	YES	787,742	71.9%
	NO	308,470	28.1%

AMENDMENT #10, CAR - HB 72 - Authorize economic development authority to provide that each affected tax recipient body must give prior written approval of such contract.

<u>PASSED</u>	YES	498,864	54.9%
	NO	410,370	45.1%

AMENDMENT #11, CAR - HB 143 - Authorize Board of Commerce and Industry to encourage owners to improve specified properties and thereby retain assessed valuations

after improvements are made, for an additional five years, for the purpose of ad valorem taxes.

<u>PASSED</u>	YES	496,157	54.7%
	NO	410,829	45.3%

AMENDMENT #12, CAR - HB 66 - In addition to homestead exemption, following shall be exempt from property tax:

- a) non-profit corporations
- b) religious organizations
- c) shelters

<u>PASSED</u>	YES	530,971	58.7%
	NO	373,546	41.3%

AMENDMENT #13, CAR - HB 142 - Provide governing authority of Orleans parish may levy annually an additional tax for fire and police protection not to exceed five mills on the dollar.

<u>PASSED</u>	YES	500,305	55.6%
	NO	400,105	44.4%

AMENDMENT #14, CAR - HB 115 - Authorize any parish or municipality to donate, loan or pledge any taxes dedicated to industrial and economic development ... to encourage the location and addition of industrial enterprises in local governments, provided the industrial or economic beneficiary enters into agreement to provide specific number of jobs.

<u>FAILED</u>	YES	402,954	45.3%
	NO	485,690	54.7%

AMENDMENT #15, CAR - HB 155 - Allocate one-third of lignite severance tax to governing authority of parish of production.

<u>PASSED</u>	YES	524,785	59.3%
	NO	359,806	40.7%

MAINE

Initiatives

SI - Do you favor the change in the Maine Law that would allow all stores a choice to open on Sunday and certain holidays, provided stores in excess of 5000 sq. feet of selling space do not require their employees to work on such days proposed by citizen petition?

<u>PASSED</u>	YES	272,129	52.5%
	NO	246,378	47.5%

Bond Issues

BI - "Do you favor a \$4.5 million bond issue for the acquisition of certain rail lines, rail trackage rights or easements or ancillary rights and interests for the establishment, preservation and operation of rail service in Maine?"

<u>PASSED</u>	YES	256,727	51.3%
	NO	243,579	48.7%

BI - "Do you favor a \$5 million bond issue for the correction of major maintenance problems of an emergency nature in public schools?"

<u>PASSED</u>	YES	270,636	53.9%
	NO	231,169	46.1%

BI - "Do you favor a \$3 million bond issue for the investigation, abatement, clean up and mitigation of uncontrolled hazardous substance sites that pose a hazard to public health, the environment and ground water policy?"

<u>PASSED</u>	YES	320,740	63.8%
	NO	182,227	36.2%

BI - "Shall a bond issue for the purchase of public lands to provide access for Maine's people and for construction to replace the Churchill Dam in the amount of \$19 million be approved?"

<u>FAILED</u>	YES	205,454	41.5%
	NO	289,194	58.5%

BI - "Shall a bond issue be authorized in the amount of \$20.25 million to build, purchase, and plan and renovate correctional facilities and to study future operation needs?"

<u>FAILED</u>	YES	187,622	37.9%
	NO	306,887	62.1%

BI - "Do you favor a \$9 million bond issue for construction of water pollution control facilities?"

<u>PASSED</u>	YES	285,358	57.3%
	NO	212,222	42.7%

BI - "Do you favor a \$5 million bond issue for the restoration and preservation of historic buildings open to the public and needed improvements of state parks and historic sites needed to protect the public health and safety and to provide access for persons with disabilities?"

<u>FAILED</u>	YES	236,378	47.6%
	NO	260,045	52.4%

Referred Amendment

CAR - "Shall the constitution of Maine be amended as proposed by a resolution of the legislature to insure payment of mortgage loans for the purpose of encouraging the acquisition, construction, repair or remodeling of housing for Maine citizens?"

<u>FAILED</u>	YES	236,348	48.6%
	NO	250,346	51.4%

MARYLAND

Referred Amendments

CAR - SB 271, Prohibition Against Holding More Than One Office -- Exception. This proposed amendment will create an exception to the constitutional prohibition against certain executive, legislative, and judicial branch personnel holding more than one office of profit or trust to allow them to be members of reserve components of the armed forces of the United States or members of the militia of the United States or of Maryland.

<u>PASSED</u>	YES	523,907	66.4%
	NO	265,418	33.6%

CAR - SB 842, Clerks, Deputy Clerks, and Employees of the Courts. This is for the purpose of making the Clerks of the Circuit Courts subject to and governed in accordance with the rules of the Court of Appeals pursuant to another provision; repealing certain visitorial and rulemaking powers; repealing the authority of the Clerks to appoint deputies; repealing a special provision as to Washington County; making the Deputy Clerks and other employees of the offices of the Clerks appointed and removed according to procedures set by law; directing that the Judicial Department's budget be certified to the Governor; generally relating to the Courts, Clerks and employees of the Courts, and to the Judicial Department.

<u>PASSED</u>	YES	559,189	73.7%
	NO	199,340	26.3%

OTHER - SB 293, Maryland Constitutional Convention - Sense of the Voters. This is for the purpose of taking, at the general election of 1990, the sense of the voters of Maryland in regard to calling a convention for altering the Constitution or for framing a new one pursuant to Article XIV, Section 2 of the Constitution of Maryland.

<u>FAILED</u>	YES	303,489	39.9%
	NO	456,669	60.1%

MASSACHUSETTS

Referred Amendment

QUESTION #1, CAR - The proposed constitutional amendment would repeal the constitutional provision that a state census be taken and used as the basis for determining state representative, senatorial and councillor districts. The proposed constitutional amendment would provide that the federal census shall be the basis for determining such districts.

<u>PASSED</u>	YES	1,731,341	78.3%
	NO	479,999	21.7%

Initiatives

QUESTION #2, SI - The proposed law would place restrictions on the State's use of consultants. In addition, the proposed law would place limits on the total amount of money State agencies, departments, and Authorities could spend on consultants each year.

<u>FAILED</u>	YES	1,038,174	45.4%
	NO	1,246,739	54.6%

QUESTION #3, SI - This proposed law would change the state income tax rate, affect language contained in certain tax provisions, and regulate the setting of fees by state agencies and authorities.

<u>FAILED</u>	YES	935,337	40.1%
	NO	1,397,542	59.9%

QUESTION #4, SI - The proposed law would allow voters to register under a political designation other than "independent" and in addition to the two political parties previously recognized by law. The proposed law would also set the minimum number of signatures needed on independent or minor party nomination papers at one-half of one percent.

<u>PASSED</u>	YES	1,134,535	52.5%
	NO	1,027,966	47.5%

QUESTION #5, SI - This proposed law would regulate the distribution to cities and towns of the Local Aid Fund, which consists of at least 40% of the revenue generated by state income, sales, and corporate taxes, as well as the balance of the State Lottery Fund.

<u>PASSED</u>	YES	1,242,270	56.7%
	NO	949,561	43.3%

QUESTION #6, OTHER - The Legislature has placed this question on the ballot in order to determine whether the people favor or oppose requiring radio and television broadcast outlets to give free and equal time to all certified candidates for public office in the

commonwealth. The vote on this question is advisory and does not establish law nor bind the legislature.

<u>PASSED</u>	YES	1,141,706	54.0%
	NO	973,933	46.0%

MICHIGAN
(No Measures)

MINNESOTA

Referred Amendment

CAR - Requires not less than 40% of net proceeds from any Minnesota state operated lottery be credited to environment and natural resources tax fund through year 2001.

<u>PASSED</u>	YES	1,388,105	80.9%
	NO	329,806	19.1%

MISSISSIPPI

Referred Amendments

AMENDMENT NO. 1, CAR - HCR 75, "This proposed constitutional amendment provides that each county shall be divided into not more than five (5) districts and abolished the requirement that a member of the board of supervisors shall be a resident freeholder in the district for which he is chosen."

<u>FAILED</u>	YES	147,290	43.0%
	NO	195,269	57.0%

AMENDMENT NO. 2, CAR - HCR 99, "This proposed constitutional amendment amends Section 225 of the Constitution and repeals Section 223 of the Constitution to authorize the Legislature to provide for the creation of a nonprofit corporation to manage and operate a state prison industries program which may make use of state prisoners in its operation. The proposed amendment also removes the provision which authorizes the Legislature to provide for the separation of convicts according to race."

<u>PASSED</u>	YES	200,300	60.8%
	NO	129,274	39.2%

AMENDMENT NO. 3, CAR - SCR 506, "This proposed constitutional amendment removes the requirement that the President of the Senate and Speaker of the House of Representatives sign bills in open session; provides that a bill shall be read in full prior to passage if demanded by a member; and allows a bill to be read by its title instead of being read in full."

<u>PASSED</u>	YES	181,672	55.5%
	NO	145,672	44.5%

AMENDMENT NO. 4, CAR - SCR 519, "This proposed constitutional amendment repeals the section which provides pensions for confederate soldiers and their widows."

<u>PASSED</u>	YES	193,443	59.8%
	NO	130,123	40.2%

AMENDMENT NO. 5, CAR - SCR 520, "This proposed constitutional amendment repeals the section which establishes the boundaries of the state."

<u>PASSED</u>	YES	162,390	51.4%
	NO	153,539	48.6%

AMENDMENT NO. 6, CAR - SCR 528, "This proposed constitutional amendment removes the provision which provides that the Legislature shall elect United States Senators and which refers to the authority of the Legislature to appoint presidential electors."

<u>PASSED</u>	YES	169,509	53.4%
	NO	147,916	46.6%

AMENDMENT NO. 7, CAR - SCR 562, "This proposed constitutional amendment for the ballot repeals Section 137 of the Constitution which requires the State Treasurer and Governor to publish and verify the balance of the treasury."

<u>PASSED</u>	YES	164,354	50.3%
	NO	162,579	49.7%

MISSOURI

Initiatives

PROPOSITION A, SI - "Natural Streams Act", Would enact statute to create Natural Streams Commission to adopt management plans and regulation that maintain existing lawful use while regulating future use by prohibiting activities such as construction of dams and the use of certain motorized vehicles; establish user fees.

<u>FAILED</u>	YES	320,958	24.9%
	NO	969,032	75.1%

MONTANA

Referred Amendments

CAR - CA 1, Require a constitutional convention.

<u>FAILED</u>	YES	53,630	18.0%
	NO	245,009	82.0%

CAR - CA 21, Requires that if election having qualified ballots measures is invalidated, those duly qualified ballot measures will then be placed on next general election ballot, unless legislature calls for special election.

<u>PASSED</u>	YES	166,143	56.2%
	NO	129,477	43.8%

Initiatives

CAI - CAI 55, Repeals sections 3,4,5,6,7, of Article XII and amends Section 1(2) of article XIII regarding taxes and levies, and manner and means of property assessments.

<u>FAILED</u>	YES	78,254	25.2%
	NO	232,807	74.8%

SI - SI 115, Increases cigarette tobacco tax from \$0.18 to \$0.43 per 20 cigarette pack, and establishes unit rate for packages containing less than 20.

<u>FAILED</u>	YES	130,707	40.9%
	NO	188,732	59.1%

NEBRASKA

Referred Amendments

CAR - LR 2, "A constitutional amendment to authorize the Legislature to provide that agricultural land and horticultural land, as defined by the Legislature, constitutes a separate and distinct class of property for purposes of taxation and that such land may be taxed by a method which results in values that are not uniform and proportionate with all other tangible property and franchises but which results in values that are uniform and proportionate upon all property within the class of agricultural land and horticultural land and to eliminate a provision permitting separate and distinct classification of such property."

<u>PASSED</u>	YES	317,532	61.3%
	NO	200,744	38.7%

CAR - LR 8, "A constitutional amendment to provide a right of direct appeal to the Supreme Court in capital cases, to provide that the right of appeal in all other cases shall be to the appellate court or to the Supreme Court as may be provided by law, to provide for an appellate court, to authorize the Supreme Court to assign duties to judges of the appellate court, to eliminate specific provisions on the clerk and reporter of the Supreme Court, and to harmonize provisions."

<u>PASSED</u>	YES	337,667	67.0%
	NO	166,185	33.0%

CAR - LR 11, "A constitutional amendment to empower the legislature to authorize incorporated cities and villages to use local sources of revenue for economic and industrial development with voter approval."

<u>PASSED</u>	YES	302,981	60.0%
	NO	202,155	40.0%

CAR - LB 1141, "A constitutional amendment to establish the Coordinating Commission for Postsecondary Education, to provide powers for the commission, and to provide for membership on the commission."

<u>PASSED</u>	YES	268,037	56.0%
	NO	210,599	44.0%

Initiatives

CAI - The 2 Percent Solution, Would amend constitution to limit spending by the state government and its subdivisions. The state shall not increase annual, or biennial budgets or appropriations and associated expenditures for a fiscal year by more than two (2) percent over that of the prior fiscal year except and only with the approving vote of 4/5 of the members of the legislature for the state; or by the approving majority vote of a local subdivision of government.

<u>FAILED</u>	YES	178,749	30.8%
	NO	400,872	69.2%

CAI - Would amend constitution by creating the Nebraska Lottery for property tax relief and veterans aid. Create state lottery system which will police and regulate lottery activity, curtail illegal lottery activities and provide revenue to the state and non-profit organizations.

<u>FAILED</u>	YES	202,814	35.3%
	NO	371,711	64.7%

Popular Referendum

PR - Would repeal all provisions of LB 1059 and LB 1059A. This repeal would, among other things, cancel the 25% state sales tax rate increase and the increases in the state income tax rate imposed by LB 1059.

<u>PASSED</u>	YES	313,215	56.1%
	NO	244,741	43.9%

NEVADA

Referred Amendments

QUESTION #1, CAR - SJR 24, Authorize legislature to provide for family court as a division of district court.

<u>PASSED</u>	YES	205,383	66.1%
	NO	105,508	33.9%

QUESTION #2, CAR - AJR 1, Allow operation of charitable lotteries.

<u>PASSED</u>	YES	184,132	58.8%
	NO	128,912	41.2%

Bond Issue

QUESTION #5, BI - Shall the state of Nevada be authorized to issue general obligation bonds in an amount of not more than \$47.2 million to improve park facilities, create new parks and protect the state's wetlands and wildlife resources?

<u>PASSED</u>	YES	207,217	66.0%
	NO	106,911	34.0%

Initiatives

QUESTION #3, SI - Shall an exemption from the sales taxes be provided for textbooks sold throughout the University of Nevada system?

<u>PASSED</u>	YES	173,014	55.3%
	NO	139,891	44.7%

QUESTION #4, SI - Shall an exemption from sales and use taxes be provided for medallions made of gold, silver and platinum which are authorized by law to bear the state seal?

<u>FAILED</u>	YES	88,102	28.5%
	NO	221,422	71.5%

QUESTION #6, SI - Shall the state of Nevada adopt a net profit tax and a franchise fee for corporations?

<u>FAILED</u>	YES	72,574	23.0%
	NO	242,366	77.0%

QUESTION #9, CAI - Prohibit state personal income tax--second vote.

<u>PASSED</u>	YES	226,079	72.4%
	NO	86,335	27.6%

Popular Referendum

QUESTION #7, PR - Shall the statute NRS 442.250 "Conditions under which abortion permitted" be approved?

<u>PASSED</u>	YES	201,004	63.5%
	NO	115,707	36.5%

NEW HAMPSHIRE

Referred Amendment

CAR - CACR 23, "Are you in favor of amending the constitution by providing that all monies received from any state run lottery and all interest received on such monies, after deducting the necessary costs of administration, shall be used exclusively for the purpose of state aid to education?"

<u>PASSED</u>	YES	199,229	88.3%
	NO	26,336	11.7%

NEW JERSEY

Referred Amendments

BI - Public Question #1, "Shall the "Affordable Housing Programs Assistance Bond Act of 1990," which authorizes the State to issue bonds in the amount of \$135,000,000 for the purpose of funding grants, loans and other forms of subsidy and assistance to increase and improve housing in the State, to meet the State's constitutional obligation to provide realistic opportunities for persons and families of low and moderate income to obtain adequate and affordable housing, to facilitate home ownership by citizens and residents of the State, and to address the needs of the State's homeless population; and in a principal

amount sufficient to refinance any of the bonds if the same will result in a present value savings; and providing the ways and means to pay the interest on the debt and also to pay and discharge the principal, be approved?"

<u>FAILED</u>	YES	791,011	48.4%
	NO	831,430	51.6%

SR - Public Question #2, "Shall chapter 82 of the laws of 1990 making it lawful to conduct horse racing and parimutuel wagering on Sundays at racetracks which agree to remain closed on one other day of the week, be approved and become operative?"

<u>PASSED</u>	YES	912,437	56.3%
	NO	707,676	43.7%

CAR - Public Question #3, "Shall the Constitution be amended, as agreed to by the Legislature, to permit the Legislature to enact laws allowing the simultaneous transmission by picture of running and harness horse races conducted at racetracks located within or outside of the State, or both, to gambling houses or casinos in the City of Atlantic City and wagering at those gambling establishments on the results of those races, with the State's share of revenues derived therefrom to be applied for services to benefit eligible senior citizens as shall be provided by law?"

<u>PASSED</u>	YES	852,449	53.2%
	NO	749,058	46.8%

NEW MEXICO

Referred Amendments

CAR - No. 1, "Proposing an amendment to Article 12, Section 7 of the Constitution of New Mexico to improve the prudent management of the permanent school fund and other permanent funds."

<u>PASSED</u>	YES	189,456	60.1%
	NO	125,779	39.9%

CAR - No. 2, "Proposing an amendment to Article 12, Section 7 of the Constitution of New Mexico to remove language regarding the investment of the permanent school fund and other permanent funds that limits the ability of the state investment officer to diversify the investment portfolio by requiring corporate stocks to have paid dividends for ten consecutive years and to be listed on a national stock exchange."

<u>FAILED</u>	YES	137,565	44.7%
	NO	169,859	55.3%

CAR - No. 3, "Proposing to amend Article 4, Section 10 of the Constitution of New Mexico to increase legislative per diem and to provide a monthly salary."

<u>FAILED</u>	YES	78,643	25.1%
	NO	234,497	74.9%

CAR - No. 4, "Proposing an amendment to Article 9 of the Constitution of New Mexico by the addition of a new section [17] to allow the state or any of its political subdivisions, agencies or instrumentalities to undertake limited financial obligations which are payable from general revenues beyond the current fiscal year pursuant to law."

<u>FAILED</u>	YES	97,460	31.6%
	NO	210,575	68.4%

CAR - No. 5, "Proposing an amendment to Article 21 of the Constitution of New Mexico to clarify the authority of the Commissioner of Public Lands to exchange lands under his control."

<u>FAILED</u>	YES	129,889	42.3%
	NO	177,245	57.7%

Bond Issues

BI - A. "The 1990 Capital Projects General Obligation Bond Act authorizes the issuance and sale of Educational Bonds. Shall the state of New Mexico be authorized to issue general obligation bonds in an amount not to exceed forty-five million seven hundred twenty thousand dollars (\$45,720,000) to make capital expenditures for state public educational capital improvements and acquisitions, and provide for a general property tax imposition and levy for payment of principal of and interest on the bonds and expenses for the collection of the tax, as permitted by law?"

<u>FAILED</u>	YES	149,195	48.5%
	NO	158,630	51.5%

BI - B. "The 1990 Capital Projects General Obligation Bond Act authorizes the issuance and sale of State Library Bonds. Shall the state of New Mexico be authorized to issue general obligation bonds in an amount not to exceed six hundred twenty-five thousand dollars (\$625,000) to make capital expenditures for land acquisition, planning and design for a new state library, and provide for a general property tax imposition and levy for payment of principal of and interest on the bonds and expenses for the collection of the tax, as permitted by law?"

<u>FAILED</u>	YES	138,441	44.8%
	NO	170,737	55.2%

BI - C. "The 1990 Capital Projects General Obligation Bond Act authorizes the issuance and sale of Natural History Museum Bonds. Shall the state of New Mexico be authorized

to issue general obligation bonds in an amount not to exceed seven hundred seventy-five thousand dollars (\$775,000) to make capital expenditures for acquisitions and renovations to the New Mexico museum of natural history, and provide for a general property tax imposition and levy for payment of principal of and interest on the bonds and expenses for the collection of the tax, as permitted by law?"

<u>FAILED</u>	YES	138,985	45.1%
	NO	169,087	54.9%

BI - D. "The 1990 Capital Projects General Obligation Bond Act authorizes the issuance and sale of Land Acquisition Bonds. Shall the state of New Mexico be authorized to issue general obligation bonds in an amount not to exceed two hundred twenty-five thousand dollars (\$225,000) to make capital expenditures for acquisitions of certain lands affording protection for rare, threatened or endangered species, and provide for a general property tax imposition and levy for payment of principal of and interest on the bonds and expenses for the collection of the tax, as permitted by law?"

<u>FAILED</u>	YES	141,948	46.3%
	NO	164,958	53.7%

BI - E. "The 1990 Capital Projects General Obligation Bond Act authorizes the issuance and sale of Red Rock State Park Convention Center Bonds. Shall the state of New Mexico be authorized to issue general obligation bonds in an amount not to exceed two hundred seventy-five thousand dollars (\$275,000) to make capital expenditures for expansion of the Red Rock State Park convention center, and provide for a general property tax imposition and levy for payment of principal of and interest on the bonds and expenses for the collection of the tax, as permitted by law?"

<u>FAILED</u>	YES	104,180	34.1%
	NO	201,143	65.9%

BI - F. "The 1990 Capital Projects General Obligation Bond Act authorizes the issuance and sale of Senior Citizens' Facilities Bonds. Shall the state of New Mexico be authorized to issue general obligation bonds in an amount not to exceed one million nine hundred twenty-five thousand dollars (\$1,925,000) to make capital expenditures for certain senior citizens' facilities and equipment, and provide for a general property tax imposition and levy for payment of principal of and interest on the bonds and expenses for the collection of the tax, as permitted by law?"

<u>PASSED</u>	YES	162,295	52.4%
	NO	147,310	47.6%

NEW YORK

Bond Issue

BI - "TWENTY-FIRST CENTURY ENVIRONMENTAL QUALITY BOND ACT. Shall chapter 147 of the laws of 1990, known as the twenty-first century environmental quality bond act, authorizing the creation of state debt to provide moneys for the preservation, enhancement, restoration, improvement and stewardship of the state's environment in the amount of one billion nine hundred seventy-five million dollars (\$1,975,000,000) be approved?"

<u>FAILED</u>	YES	1,330,942	48.4%
	NO	1,416,337	51.6%

NORTH CAROLINA

Bond Issue

BI - Issuance of \$200 million in bonds for improvement of North Carolina Prison and Youth Facilities.

<u>PASSED</u>	YES	690,110	50.02%
	NO	689,528	49.98%

NORTH DAKOTA

(June 12, Primary Ballot)

Referred Amendments

CAR - NO. 1, SCR 4005, "This proposed constitutional amendment removes the lieutenant governor as the presiding officer of the North Dakota State Senate and requires the presiding officer of the Senate to be elected from the membership of the Senate."

<u>FAILED</u>	YES	48,967	40.7%
	NO	71,452	59.3%

CAR - NO. 2, HCR 3022, "This proposed constitutional amendment authorizes the legislative assembly to dedicate a percentage of the oil tax revenues to a special fund to be know as the resources trust fund. Money placed in the fund will be used to pay for water projects, including rural water systems, and energy conservation programs. Any amounts in the sinking fund for the payment of North Dakota water development bonds, southwest

pipeline project, and any amounts in the existing resources trust fund must be transferred to the constitutional trust fund. If approved by the voters, this measure will be effective on July 1, 1991 and applies to tax collections received on or after that date."

<u>PASSED</u>	YES	71,333	58.6%
	NO	50,320	41.4%

CAR - NO. 3, SCR 4017, "This proposed constitutional amendment allows up to fifty percent of coal severance tax revenue deposited in the permanent coal development trust fund during the biennium to be appropriated by the Legislative Assembly for lignite research, development, and marketing. If approved, this measure will be effective July 1, 1990."

<u>PASSED</u>	YES	63,851	53.2%
	NO	56,261	46.8%

SI - NO. 4, "This initiated measure provides for a one percent state sales tax rate increase resulting in a general state sales tax rate of 6%, a sales tax rate of 4% for agricultural machinery, repair parts and certain other items, and a sales tax rate of 8% on alcohol beverages. The revenue collected by the 1% increase would support elementary, secondary, adult and vocational education at the level provided by the 51st Legislative Assembly for the 1989-1991 biennium. The 1% sales tax increase would be effective 30 days after its approval and expire after June 30, 1991."

<u>FAILED</u>	YES	52,610	41.5%
	NO	74,207	58.5%

(November 6, General Election)

CAR - NO. 1, "This measure amends section 13 of article IV of the constitution of North Dakota. Unless otherwise provided by the constitution, all legislation enacted during a binnial legislative session, except appropriation and tax measures, would become effective on August first. Legislation filed with the secretary of state on or after August first would become effective ninety days after filing with the secretary of state. The effective date for appropriation and tax measures would continue to be July first."

<u>FAILED</u>	YES	99,362	46.9%
	NO	112,490	53.1%

CAR - NO. 2, "This measure amends section 13 of article VI of the constitution of North Dakota. An appointment to fill a vacancy in the office of Supreme Court justice or district court occurring less than one year before the next general election would continue until the following general election."

<u>FAILED</u>	YES	96,635	45.0%
	NO	118,164	55.0%

CAR - NO. 3, "This measure amends article VIII, section 6(2)(a) of the constitution of North Dakota. It defines the word 'graduate,' for purpose of determining a person's eligibility to serve on the State Board of Higher Education, to refer only to a person who has received a baccalaureate degree. The definition does not include a person who has received an associate or an advanced degree."

<u>FAILED</u>	YES	104,793	48.9%
	NO	109,437	51.1%

CAR - NO. 4, "This measure creates a new section to article IV and amends sections 12 and 13 of article V of the constitution of North Dakota. Effective December 1, 1992, the office of state auditor would be moved from the executive branch of government to the legislative branch of government."

<u>FAILED</u>	YES	74,425	35.3%
	NO	136,546	64.7%

Initiatives

CAI - NO. 5, "This measure amends section 25 of article XI of the constitution of North Dakota. This measure authorizes the North Dakota Legislature to allow private citizens and for-profit organizations to conduct games of chance within Roland Township in Bottineau County in the state of North Dakota. The net proceeds from this private gaming shall be retained by the private citizens or the for-profit organizations conducting the games of chance."

<u>FAILED</u>	YES	73,649	32.1%
	NO	155,534	67.9%

CAI - NO. 6, "This measure amends section 25 of article XI of the constitution of North Dakota. The Legislature shall authorize private citizens, for-profit entities and nonprofit organizations to conduct games of chance on electronic video gaming devices. These devices may be placed only in licensed alcoholic beverage establishments. The net proceeds from these devices shall be retained by the private citizens or organizations conducting the games of chance."

<u>FAILED</u>	YES	76,700	33.4%
	NO	152,918	66.6%

SI - NO. 7, "This measure creates a new subsection to section 26.1-04-03 and amends subsection 2 of section 26.1-04-05 and section 26.1-04-06 of the North Dakota Century Code. Insurance agents would be able to rebate any or all of the agent's commission to the insured. The rebate may be negotiated between the agent and the insured. If approved, this measure would be retroactive."

<u>FAILED</u>	YES	25,825	11.4%
	NO	201,326	88.6%

SI - NO. 8, "This measure creates and enacts new sections to the North Dakota Century Code authorizing private citizens, for-profit entities, and nonprofit organizations to operate electronic video gaming devices in licensed liquor establishments. The measure provides for the regulation of electronic video gaming activity by the Attorney General. The measure imposes a gaming tax of 18 percent on the adjusted gross income from the gaming activity and requires one-third of the tax to be distributed to the state general fund and two-thirds of the tax to be distributed to counties or cities where the gaming device is located."

<u>FAILED</u>	YES	82,019	36.0%
	NO	145,973	64.0%

OHIO

Referred Amendments

CAR - No. 1, "To allow the state and political subdivisions to provide or assist in providing housing and housing assistance by grants, loans, subsidies, guarantees, or other means as determined by the General Assembly. The state may provide funding by issuing obligations, including obligations backed by appropriations of state revenues, but the state's full faith and credit shall not be pledged to retire obligations issued for this purpose." (Reference Article VIII, addition of Section 16.)

<u>PASSED</u>	YES	1,705,528	52.9%
	NO	1,517,466	47.1%

CAR - No. 2, "To permit the General Assembly to allow surviving spouses of persons who were receiving a homestead tax reduction at the time of death to continue receiving the reduction if the surviving spouse:

1. Is 60 years old or older, and
2. Continues to live in a qualifying homestead."

(Reference Article XII, Section 2.)

<u>PASSED</u>	YES	2,967,935	88.8%
	NO	372,950	11.2%

Initiative

CAI - No. 3,

"1. To authorize the licensing of a casino resort hotel, including games by electronic and mechanical devices, for profit, in the city of Lorain as a pilot project for a period not yet specified, but for not less than five years, if approved by the voters of the city of Lorain pursuant to laws required to be enacted by the General Assembly.

2. To allow the voters of the city of Lorain to vote on the continuation of the casino after the expiration of the pilot period.

3. If after three years the Lorain pilot project is determined by the General Assembly to be a success, then the state shall be divided into seven districts. A license to

establish a single casino facility in each district may be issued if approved by the voters both in the district and in the political subdivision in which the facility would be located.

4. To levy taxes on gross revenues of games of chance at licensed casinos, on the state lottery, and on horse-racing with pari-mutuel wagering for education and treatment of compulsive gambling, and to levy taxes on gross revenues of games of chance at licensed casinos for other special purposes."

(Reference Article XV, Section 6.)

<u>FAILED</u>	YES	1,270,387	33.7%
	NO	2,098,725	66.3%

OKLAHOMA

(Primary Election, August 28)

Referred Amendments

CAR - # 623, LR 277, "This measure amends Section 19 of Article II of the State Constitution. Presently, jury trials are allowed for civil cases involving \$100.00 or more and for criminal cases with fines of \$100.00 or more. This measure would raise the requirement to more than \$1,500.00 for both civil cases and criminal cases. Presently six person juries are allowed only in some civil cases involving less than \$2,500.00. This measure would require 12 person juries in civil trials involving more than \$10,000.00 and for all felony trials. Other trials would require six person juries. The parties could agree to smaller juries in any case. Presently, unanimous jury verdicts are required only in felony trials. This measure would require unanimous verdicts only in criminal cases with punishment exceeding six months in jail. Only 3/4 verdicts would be required in other cases."

<u>PASSED</u>	YES	436,904	62.7%
	NO	260,266	37.3%

CAR - # 624, LR 278, "This measure amends the State Constitution. It amends Section 24 of Article II. The section deals with the taking of private land for public use. The section requires that payment be made for such takings. It now requires that the amount of payment be set without taking into account any benefits to the land which might result from any public improvements. This measure would change the way the amount of the payment is set. The change defines just compensation. It would mean the value of the part of land taken and for injury to the part of land not taken. It would allow the consideration of benefits to the land from the public improvement in setting the amount of payment. The land owner would not be required to pay for benefits that were greater than the injury to the land not taken."

<u>PASSED</u>	YES	423,866	61.1%
	NO	270,013	38.9%

CAR - # 625, LR 279, "This measure amends Section 35 of Article 10 of the Oklahoma Constitution. Section 35 allows cities and counties to issue bonds. The bonds are for the purpose of developing industry. The amendment would allow a county to issue bonds to develop industry near the county. The amendment would allow the bond interest rates to be set by law. The manner in which the bonds would be issued would be prescribed by law. Any elections held shall be held in accordance with the general election laws of the state. The measure changes who could vote at the elections. Only registered voters could vote at the elections."

<u>PASSED</u>	YES	430,947	62.6%
	NO	257,092	37.4%

CAR - # 626, LR 280, "This measure would add a new section to the State Constitution. It would be Section 27B of Article X. It would let cities and towns borrow money for buying, building or improving public utilities without levying any additional tax. The debt would be repaid from pledged funds or revenues. This process would require approval by three-fourths of the governing body of the city or town. Voters would be required to approve the financing of the projects in some cases. The utility would be owned by the city or town. The borrowed money would not be considered a debt of the city or town for purposes of any type of debt limit. Unless the utility consents, this section would not apply to the purchase of any utility regulated by Corporation Commission."

<u>PASSED</u>	YES	425,405	61.9%
	NO	261,676	38.1%

(Oklahoma Runoff Primary Election, September 18)

CAI - # 627, "The measure would add a new Article to the Oklahoma Constitution, Article XXIX. The new Article would create a five member Ethics Commission. The Supreme Court Chief Justice, Governor, Attorney General, Senate President Pro Tempore and Speaker of the House would each appoint one Commission member. Commissioners must be from different congressional districts. No more than three Commissioners could be from the same political party. The Commission could make rules regulating political campaign ethics. The Commission could make ethics rules for state employees and elected officers. Commission rules could be disapproved by the Legislature. Legislative disapproval could be vetoed by the Governor. A two-thirds vote of the Legislature would override the Governor's veto. The Legislature could enact ethics laws. The Commission could also investigate violations and prosecute violators in District Court."

<u>PASSED</u>	YES	409,100	63.8%
	NO	231,899	36.2%

CAI - # 632, "This measure amends Article 5, Section 17 of the Oklahoma Constitution by adding Section 17A. It provides that any member of the Legislature elected to office after the effective date of this Amendment would be allowed to serve no more than 12 years. Years served need not be consecutive and service in either House of the Legislature shall

be counted. Time served by a member elected or appointed to serve less than a full term shall not be counted. No member who has completed a 12-year term shall be allowed to serve a partial term. Members serving on the effective date or who have been elected or appointed to serve are allowed to serve an additional 12 years. The measure shall become effective on the 1st day of the year following its approval."

<u>PASSED</u>	YES	437,806	67.3%
	NO	213,158	32.7%

CAR - # 638, LR 286, "This measure would change Section 8 of Article 28 of the State Constitution. At present, most employees of the state are not allowed to work in any phase of the alcoholic beverage business. At present, there are some workers who can work in this type of business in some state lodges. At present, no state board or commission can engage in any phase of this business. This measure would not allow agencies of the state, except for certain state lodges, to engage in the alcoholic beverage business. It would allow the Legislature to enact laws to restrict the employees of the state from being involved in the alcoholic beverage business."

<u>PASSED</u>	YES	337,991	52.7%
	NO	302,772	47.3%

(General Election, November 6)

CAR - # 637, LR 285, "This measure amends the Oklahoma Constitution. It amends Section 6 of Article 28. It would let liquor stores stay open during certain elections. Liquor stores would be able to stay open during city franchise elections. The stores would still be closed during other elections."

<u>FAILED</u>	YES	359,746	40.6%
	NO	525,608	59.4%

CAR - # 641, LR 287, "This measure would add a new Section 6C to the Oklahoma Constitution. It would allow the Legislature to permit cities and counties to give tax exemptions and other tax relief. Such tax relief would be granted for certain areas that are in economic decline. The Legislature could set limits on the tax relief. Local taxes and fees may be used to assist in funding the development of such areas. A city or county may plan, finance and carry out the development of such areas."

<u>PASSED</u>	YES	451,497	52.9%
	NO	402,767	47.1%

OREGON

Referred Amendments

CAR - BM#1 - SJR 2, Shall the state constitution give metropolitan service district voters the right of self-governance, over metropolitan matters, through district charter?

<u>PASSED</u>	YES	510,947	51.0%
	NO	491,170	49.0%

CAR - BM#2 - HJR 14, Shall the state constitution allow school districts created by merger a tax base equal to the sum of tax bases of merged districts?

<u>PASSED</u>	YES	680,463	65.8%
	NO	354,288	34.2%

Initiatives

SI - BM#3, Shall tax exemption for Public Employees' Retirement System (PERS) pensions be repealed, and amounts equal to taxes +11% interest be returned to PERS retirees?

<u>FAILED</u>	YES	406,372	39.7%
	NO	617,586	60.3%

SI - BM#4, Shall Nuclear power plant (Trojan) be allowed to operate only if a state regulatory agency finds that certain conditions are met?

<u>FAILED</u>	YES	446,795	40.3%
	NO	660,992	59.7%

SI - BM#5, Shall the constitution set limits on property taxes, and dedicate them to fund public schools and non-school government operations?

<u>PASSED</u>	YES	574,833	52.4%
	NO	522,022	47.6%

SI - BM#6, By 1993, shall packaging used in Oregon meet certain recycling goals, unless a hardship waiver is obtained?

<u>FAILED</u>	YES	467,418	42.3%
	NO	636,804	57.7%

SI - BM#7, Shall Oregon law establish program of work by public assistance recipients for government-funded wages in lieu of welfare benefits?

<u>PASSED</u>	YES	624,744	58.0%
	NO	452,853	42.0%

CAI - BM#8, Shall state constitution prohibit abortions except to prevent death of pregnant woman and in reported cases of rape or incest?

<u>FAILED</u>	YES	355,963	32.3%
	NO	747,599	67.7%

SI - BM#9, Shall law, effective 12/7/90, require safety belt use by motor vehicle drivers and passengers over 16?

<u>PASSED</u>	YES	598,460	53.9%
	NO	512,872	46.1%

SI - BM#10, Shall state law require doctor to give notice to parent or custodian at least two days before minor's abortion?

<u>FAILED</u>	YES	530,851	47.9%
	NO	577,806	52.1%

CAI - BM#11, Should constitution provide choice of public schools, tax credit for education outside public schools, voter approval for certain educational laws?

<u>FAILED</u>	YES	351,977	32.2%
	NO	741,863	67.8%

PENNSYLVANIA

Bond Issues

BI - "COUNTY PRISON FACILITIES IMPROVEMENT REFERENDUM. Do you favor the incurring of indebtedness by the commonwealth of \$200,000,000 to repair, expand, construct, reconstruct and rehabilitate county prisons or multicounty regional prison facilities or fund capital needs to create or expand county alternative sentencing or treatment programs?"

<u>PASSED</u>	YES	1,346,264	58.5%
	NO	955,384	41.5%

BI - "VOLUNTEER EMERGENCY SERVICES REFERENDUM. Do you favor the incurring of indebtedness of \$25,000,000 for loans to volunteer fire companies, volunteer ambulance services and volunteer rescue squads for the purpose of establishing or modernizing facilities to house firefighting apparatus equipment, ambulances and rescue

vehicles, and for purchasing firefighting apparatus equipment, ambulances and rescue vehicles, protective and communications equipment, and any other accessory equipment necessary for the proper performance of such organizations' duties?"

<u>PASSED</u>	YES	1,854,826	79.2%
	NO	486,896	20.8%

RHODE ISLAND

Bond Issues

1. BI, "Approval of this question will authorize the State of Rhode Island to issue its general obligation bonds, refunding bonds and temporary notes in an amount not to exceed \$41,850,000 to be allocated as follows:

a. \$19,550,000 to provide funds to acquire and/or construct, expand and/or renovate community centers and structures for the purpose of developing residential alternatives including, but not limited to, community group homes, supervised apartments, family and other cooperative living arrangements for persons with mental retardation, developmental disabilities and technological dependencies and to provide funds to acquire equipment and furnishings for these facilities and/or grants for the same purposes.

b. \$6,300,000 to provide funds to construct, acquire, expand and/or renovate new or existing treatment facilities for substance abusers and to provide funds to acquire equipment and furnishings for these facilities and/or grants for the same purposes.

c. \$14,750,000 to provide funds to repair portions of the Institute of Mental Health, to repair and develop community residential alternatives, to repair and renovate or develop new or existing residential facilities for emotionally disturbed and behaviorally disordered children and to expand the physical plants or regional mental health centers and/or for grants for the same purposes.

d. \$1,250,000 to provide funds to construct and/or acquire or develop a facility to provide transitional accommodations, including respite care, for people afflicted with or suffering from Alzheimer's Disease and related disorders and to acquire equipment and furnishings for these facilities and/or for grants for the same purposes.

<u>PASSED</u>	YES	230,100	68.8%
	NO	104,533	31.2%

2. BI, "Approval of this question will authorize the State of Rhode Island to issue its general obligation bonds, refunding bonds and temporary notes in an amount not to exceed \$92,100,000 to be allocated as follows:

a. \$74,000,000 to provide funds to develop and improve non-interstate highways and primary, secondary and urban road systems, to reconstruct, resurface and rehabilitate interstate highway systems, to renovate garage facilities and for storage facilities.

b. \$14,000,000 to provide funds to repair and rehabilitate bridges in the state.

c. \$1,900,000 to provide funds to be used to match federal funds to purchase replacement buses and fare collection equipment for the Rhode Island Public Transit Authority.

d. \$2,200,000 to provide funds to improve runways and taxiways at six airfields in the State, upgrade aircraft parking aprons, improve lighting, purchase equipment to upgrade airport rescue and firefighting capabilities and to soundproof residences and schools surrounding airports."

<u>PASSED</u>	YES	172,451	57.6%
	NO	127,184	42.4%

3. SR, "Approval of this question will authorize the Division of Racing and Athletics to license an off-track betting facility in the City of Pawtucket and will authorize payment of State taxes and commissions from the off-track betting facility to cities and towns to be used for the relief of local residential property taxes."

<u>FAILED</u>	YES	115,968	36.6%
	NO	200,767	63.4%

4. BI, "Approval of this question will authorize the State of Rhode Island to issue its general obligation bonds, refunding bonds and temporary notes in an amount not to exceed \$7,000,000, to provide necessary funds to construct a 30,000 square foot facility at The University of Rhode Island's Narragansett Bay Campus to house the research, public education and outreach programs of The Coastal Institute on Narragansett Bay and to acquire equipment and furnishings for the Coastal Institute.

Research and graduate education at the Institute will focus on the uncontrolled environmental pollution of our coastal waters, especially Narragansett Bay, its salt marshes, ponds and estuaries. Public education programs will provide classes, lectures and ongoing exhibits for Rhode Islanders of all ages, including elementary and secondary school age children. The Institute will also provide scientific, technical, management and policy support to State and Federal agencies, as well as to commercial enterprises for the protection of our coastal waters."

<u>PASSED</u>	YES	190,601	65.5%
	NO	100,218	34.5%

5. BI, "Approval of this question will authorize the State of Rhode Island to issue its general obligation bonds, refunding bonds and temporary notes in an amount not to exceed \$2,000,000 to provide funds for the purchase of development rights to farmlands."

<u>PASSED</u>	YES	185,956	62.6%
	NO	110,902	37.4%

6. BI, "Approval of this question will authorize the State of Rhode Island to issue its general obligation bonds, refunding bonds and temporary notes in an amount not to exceed \$35,000,000 to be allocated as follows:

- a. \$34,000,000 to provide funds to establish and administer the Water Pollution Control Revolving Fund, the Rhode Island Water Pollution control Revolving Fund and the Local Interest Subsidy Trust Fund of the Rhode Island Clean Water Protection Finance Agency. The funds will be used to provide loans, with or without interest, guarantees, and other similar forms of financial assistance to municipalities and other governmental entities for water pollution abatement projects approved by the Department of Environmental Management and may be used for related administrative and program costs of the Clean Water Protection Finance Agency and the Department of Environmental Management.
- b. \$1,000,000 to provide funds to implement a management program for controlling water pollution from nonpoint sources in accordance with the Rhode Island Clean Water Act Environmental Trust Fund.

<u>PASSED</u>	YES	204,978	70.7%
	NO	84,923	29.3%

7. SR, "Approval of this question will authorize the State to use the \$6,000,000 of bond proceeds in the Narragansett Bay Water Quality Management District Commission Fund for the purposes of the Blackstone Valley District Commission (NOT NEW BORROWING) and \$9,000,000 of the bond proceeds in the Narragansett Bay Water Quality Management District Commission fund for the purposes of the Pawtuxet River District Commission (NOT NEW BORROWING)."

<u>PASSED</u>	YES	171,645	59.3%
	NO	117,974	40.7%

8. BI, "Approval of this question will authorize the Board of Governors for higher Education to issue revenue bonds, refunding bonds and temporary notes in an amount not to exceed \$20,000,000 to acquire, construct and/or renovate housing, dining and other auxiliary facilities at the University of Rhode Island, Rhode Island College and the Community College of Rhode Island. THESE BONDS WILL NOT BE CONSIDERED A DIRECT DEBT OF THE STATE OF RHODE ISLAND."

<u>PASSED</u>	YES	181,274	62.4%
	NO	109,345	37.6%

9. BI, "Approval of this question will authorize the State of Rhode Island to issue its general obligation bonds, refunding bonds and temporary notes in an amount not to exceed \$19,445,540 to provide funds to repair, renovate and acquire equipment for facilities of the Department of Children and Their Families at the Howard Complex, for Elementary and Secondary education facilities, including the School for the Deaf and area vocational schools, and for other state buildings."

<u>PASSED</u>	YES	152,677	54.0%
	NO	130,119	46.0%

10. BI, "Approval of this question will authorize the State of Rhode Island to issue its general obligation bonds, refunding bonds and temporary notes in an amount not to exceed \$3,500,000 to provide funds to the Rhode Island Port Authority and Economic Development Corporation to acquire, improve and develop land and facilities for sale or lease to private industry and business, and to discharge any indebtedness incurred by the Rhode Island Port Authority and Economic Development Corporation in connection with these activities."

<u>FAILED</u>	YES	131,978	46.4%
	NO	151,372	53.4%

11. SR, "Approval of this question would authorize the Town of Burrillville to establish a harness racing facility in the Town."

<u>FAILED</u>	YES	100,145	34.0%
	NO	194,064	66.0%

SOUTH CAROLINA

Referred Amendments

CAR - Amendment NO. 1, [NOTE: Although referred by a single bill, amendment 1 actually consists of two distinct amendments] "A. Shall Section 22 of Article V of the Constitution of this State be amended so as to restrict the jurisdiction of the state grand jury to crimes involving narcotics, dangerous drugs, or controlled substances and crimes involving obscenity or any attempt, solicitation, or conspiracy to commit any of these crimes if the crimes are of a multi-county nature or have transpired, are transpiring, or have significance in more than one county of this State?"

<u>FAILED</u>	YES	210,008	32.7%
	NO	431,724	67.3%

"B. Shall Section 11 of Article I of the Constitution of this State be amended so as to provide that the jurisdiction of the state grand jury must be as provided in Section 22 of Article V of the Constitution of this State?"

<u>FAILED</u>	YES	205,110	33.0%
	NO	416,677	67.0%

OTHER - "Must a one percent sales and use tax be levied in _____ County for the purpose of allowing a credit against a taxpayer's county and municipal ad valorem tax liability and for the purpose of funding county and municipal operations in the _____ County area?" (This is a referendum which Section 4-10-30, Subsection A of the 1990 laws proscribed each county in the state to have on its ballot, allowing county option.)

SOUTH DAKOTA

Referred Amendments

CAR - A. Disposition of private property taken for public use.

<u>FAILED</u>	YES	104,973	44.0%
	NO	133,643	56.0%

CAR - B. Eligibility for legislative office as it is affected by contractual arrangements with state or county.

<u>FAILED</u>	YES	82,358	35.1%
	NO	152,175	64.9%

CAR - C. Any income tax passed by legislature automatically referred to vote of people.

<u>FAILED</u>	YES	114,215	49.0%
	NO	119,037	51.0%

CAR - D. Allows legislature to call special sessions.

<u>PASSED</u>	YES	117,969	51.6%
	NO	110,468	48.4%

CAR - E. Sets limit on real property tax increases.

<u>FAILED</u>	YES	104,947	45.3%
	NO	126,940	54.7%

Initiatives

SI - Require legislative approval of large-scale solid waste facilities.

<u>PASSED</u>	YES	130,465	53.0%
	NO	115,894	47.0%

SI - Limit number of acres involved in large-scale gold or silver mining.

<u>FAILED</u>	YES	116,583	47.3%
	NO	129,824	52.7%

TENNESSEE
(No Measures)

TEXAS

Referred Amendment

CAR - Amendment NO. 1, SJR 2, "The constitutional amendment to clarify the authority of the senate to consider certain nominees to state and district offices and to provide for filling vacancies in those offices."

<u>PASSED</u>	YES	1,740,374	65.5%
	NO	916,162	34.5%

UTAH

Referred Amendments

CAR - Proposition 1, "Shall the Utah Constitution be amended to allow counties, cities, and towns to establish special districts to provide health care services?"

<u>PASSED</u>	YES	299,267	71.6%
	NO	118,856	28.4%

CAR - Proposition 2, "Shall the Utah Constitution be amended to allow the Legislature to adopt measures to insure the continuity of government operations when those operations are seriously disrupted as a result of natural or man-made disaster?"

<u>PASSED</u>	YES	323,463	77.5%
	NO	94,123	22.5%

Initiative

SI - Initiative A, "Shall a law be enacted to remove state and local sales taxes from food, except food prepared for immediate consumption and food sold through vending machines?"

<u>FAILED</u>	YES	194,448	44.2%
	NO	245,045	55.8%

VERMONT
(No Measures)

VIRGINIA

Referred Amendments

CAR - # 1, "Shall the Constitution of Virginia be amended to authorize lower tax rates on personal property belonging to persons sixty-five and older, or permanently and totally disabled, in defined cases?"

<u>PASSED</u>	YES	299,357	84.1%
	NO	56,570	15.9%

CAR - # 2, "Shall the provision in the Constitution of Virginia pertaining to the Literary Fund be amended so that proceeds from property seized and forfeited to the Commonwealth for drug law violations can be used to promote law enforcement?"

<u>PASSED</u>	YES	282,149	81.2%
	NO	65,322	18.8%

CAR - # 3, "Shall the Constitution of Virginia be amended to authorize a new category of local debt for transportation purposes which would be secured by pledged local tax revenues, subject to limits on the amount of debt, and exempt from county voter approval requirements and municipal debt limits?"

<u>FAILED</u>	YES	95,633	28.3%
	NO	242,315	71.7%

CAR - # 4, "Shall the Constitution of Virginia be amended to authorize a new category of state debt for transportation purposes which would be secured by pledged tax revenues, subject to limits on the amount of the debt, and not require voter approval?"

<u>FAILED</u>	YES	85,777	25.5%
	NO	250,484	74.5%

WASHINGTON

Referred Amendments

CAR - HJR 4231 - Property tax limitation to 1% of true value of property - "taxing districts".

<u>FAILED</u>	YES	407,423	32.5%
	NO	848,026	67.5%

CAR - SJR 8212 - Apply property value rule of open land spaces to properties complying with safety and health standards or are low income housing shall be based on use of current property.

<u>*FAILED</u>	YES	606,552	49.9%
	NO	608,338	50.1%

(*The vote totals for SJR 8212 are unofficial, subject to recount not yet completed.)

CAR - HJR 4203 - Changes structure for county admittance or boundaries.

<u>FAILED</u>	YES	403,377	33.2%
	NO	810,098	66.8%

Initiative

SI - I-547 - Require cities and counties to adopt land use plans conforming to state's growth and environmental goals.

<u>FAILED</u>	YES	327,339	24.9%
	NO	986,505	75.1%

WEST VIRGINIA
(No Measures)

WISCONSIN
(No Measures)

WYOMING

Referred Amendments

AMENDMENT #1, CAR - Provide sheriffs won't keep fees collected for services in civil cases - such fees credited to county general fund.

<u>PASSED</u>	YES	124,789	81.1%
	NO	29,054	18.9%

CAR - Delete constitutional requirement -- governor appoint state examiner, state geologist and state inspector of mines but still permit legislature to otherwise provide for performance of duties currently performed by these officers.

<u>PASSED</u>	YES	82,233	55.7%
	NO	65,317	44.3%

CAR - Delete constitutional requirement for board of charities and reform but still require legislature to provide for performance of duties currently performed by board.

<u>PASSED</u>	YES	86,195	59.9%
	NO	57,763	40.1%

CAR - Restrict use of public employee retirement funds to purposes benefitting members, retirees and beneficiaries of retirement system.

<u>PASSED</u>	YES	112,213	75.5%
	NO	36,511	24.5%

KEY TO ABBREVIATIONS

CAR = Constitutional amendment referred to the ballot as a result of legislative action or state constitutional provisions.

SR = Statute referred to the ballot as a result of legislative action or state constitutional provisions.

BI = Bond issue referred to the ballot by the legislature.

CAI = Constitutional amendment initiative placed on the ballot as a result of citizen petitioning.

SI = Statutory initiative placed on the ballot as a result of citizen petitioning.

PR = Popular referendum of legislation placed on the ballot as a result of citizen petitioning.

OTHER = This category designates those ballot listings which do not fit into any of the preceding descriptions.

Abbreviations used to indicate the the source of a legislative bill for CAR's are as follows:

SB = Senate Bill

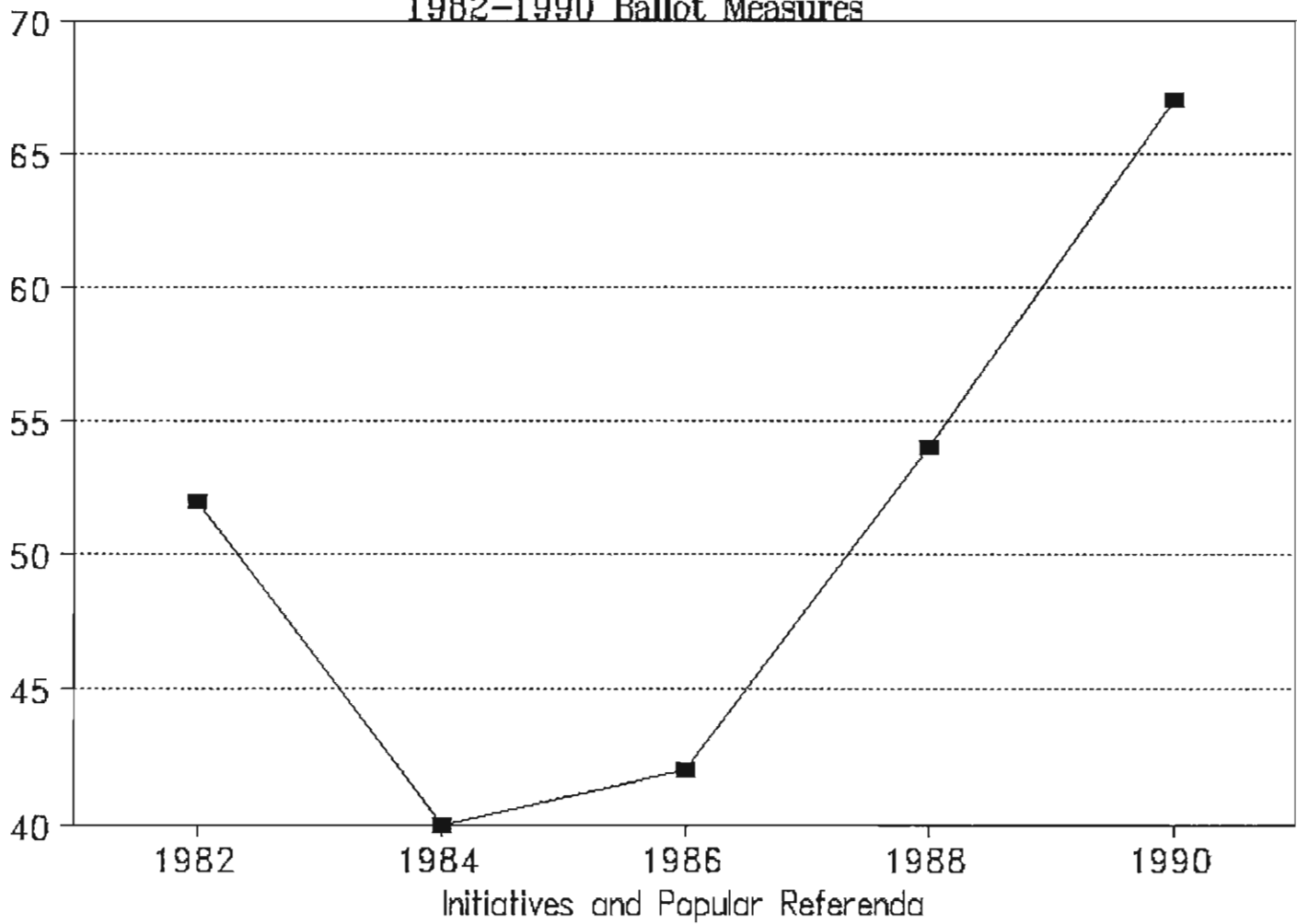
HB = House Bill

SCR = Senate Concurrent Resolution

HCR = House Concurrent Resolution

Appendix A

1982-1990 Ballot Measures



Appendix B

Petitioned v. Referred Measures

1984 - 1990

